IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 1321 OF 2007

Smt.Tulsi M.Nair... ..... Petitioner
V/s
M/s.Precision Gears Ltd. & Anr.. ..... Respondents.

Office Notes, Office Memoranda of Coram, appearances Court's orders or directions and Registrar's orders.	))))	Court's or Judge's Orders

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Mr.V.A.Pai, Adv. for the petitioner.

Mr.V.P.Vaidya for respondent No.1.

CORAM: A.P. DESHPANDE, J.
27.2.2007

PC:

A departmental inquiry was initiated against the petitioner on certain charges of misconduct. The inquiry was being conducted in the company premises when first two witnesses were examined. As the third witness of the management who happened to be ex-employee of the company did not find it convenient to attend the company premises for deposing in relation to the charges, the venue of the inquiry was shifted and the same was to be held from 4.30 p.m. on Sunday, 6.8.2006 onwards. Objecting to the same the

petitioner filed complaint to the Labour Court and moved an application being Exh.U-2. In the first place the case of the petitioner is that the inquiry ought not to have been conducted on Sunday it being weekly off and the same ought not to have been conducted at a place other than the company premises. The record reveals that the change in the venue, date and time is for the convenience of one of the witnesses being examined on behalf of the management who happened to be an ex-employee. The learned counsel for the respondent assures this Court that after examination of this witness the venue of enquiry would be the company premises and the enquiry will be held on working days only. In this view of the matter no interference in the interlocutory order passed by the Industrial Court is called for. The petition is thus summarily dismissed.

27.2.07.